



RECEIVED

JAN 12 2004

TECH CENTER 1600/2900

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

ATTY.'S DOCKET: TSUSAKI=2B

| | | |
|-------------------------------|---|------------------------|
| In re Application of: |) | Art Unit: 1652 |
| |) | |
| Keiji TSUSAKI |) | Examiner: N. T. NASHED |
| |) | |
| Appln. No.: 09/986,682 |) | Washington, D.C. |
| |) | |
| Date Filed: November 9, 2001 |) | Confirmation No.: 5800 |
| |) | |
| For: POLYPEPTIDE HAVING BETA- |) | January 8, 2003 |
| FRUCTOFURANOSIDASE ACTIVITY |) | |

REPLY: AMENDMENT AND REMARKS

Mail Stop
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the Office Action of November 10, 2003, please enter the following amendment:

Amendments to the Specification begin on page 2 of this paper.

Amendments to the Claims are reflected in the listing of claims which begins on page 3 of this paper.

Remarks begin on page 8 of this paper.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re: Application of: Keiji TSUSAKI

Application No.: 09/986,682

Filed: November 9, 2001

For: POLYPEPTIDE HAVING BETA-FRUCTOFURANOSIDASE ACTIVITY

Conf. No.: 5800

Examiner: N. T. NASHED

Washington, D.C.

Atty.'s Docket: TSUSAKI=2B

Date: January 8, 2004

RECEIVED

JAN 12 2004

TECH CENTER 1600/2200

Mail Stop
Honorable Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a ☐ Amendment ☒ REPLY: AMENDMENT AND REMARKS
in the above-identified application.

☐ Small Entity Status: Applicant(s) claim small entity status. See 37 C.F.R. §1.27.

☒ No additional fee is required.

☐ The fee has been calculated as shown below:

| | (Col. 1) | | (Col. 2) | (Col. 3) |
|--------|---|-------|---------------------------------------|----------------------------|
| | CLAIMS REMAINING AFTER AMENDMENT | | HIGHEST NO. PREVIOUSLY PAID FOR | PRESENT EXTRA EQUALS |
| TOTAL | 18 | MINUS | ** 20 | 0 |
| INDEP. | 4 | MINUS | *** 4 | 0 |

FIRST PRESENTATION OF MULTIPLE DEP. CLAIM

ADDITIONAL FEE TOTAL

| SMALL ENTITY | | |
|----------------------|--|-------------------|
| RATE | | ADDITIONAL FEE |
| x 9 | | \$ |
| x 43 | | \$ |
| + 145 | | \$ |
| ADDITIONAL FEE TOTAL | | \$ |

| OTHER THAN SMALL ENTITY | | |
|-------------------------|--|-------------------|
| RATE | | ADDITIONAL FEE |
| x 18 | | \$ |
| x 86 | | \$ |
| + 290 | | \$ |
| TOTAL | | \$ |

- * If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
- ** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.
- *** If the "Highest Number Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (total or independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment of the number of claims originally filed.

☒ Conditional Petition for Extension of Time

If any extension of time for a response is required, applicant requests that this be considered a petition therefor.

☐ It is hereby petitioned for an extension of time in accordance with 37 CFR 1.136(a). The appropriate fee required by 37 CFR 1.17 is calculated as shown below:

Small Entity

Response Filed Within

- ☐ First - \$ 55.00
- ☐ Second - \$ 210.00
- ☐ Third - \$ 475.00
- ☐ Fourth - \$ 740.00

Month After Time Period Set

Other Than Small Entity

Response Filed Within

- ☐ First - \$ 110.00
- ☐ Second - \$ 420.00
- ☐ Third - \$ 950.00
- ☐ Fourth - \$ 1480.00

Month After Time Period Set

☐ Less fees (\$) already paid for month(s) extension of time on .

☐ Please charge my Deposit Account No. 02-4035 in the amount of \$.

☐ Credit Card Payment Form, PTO-2038, is attached, authorizing payment in the amount of \$.

☐ A check in the amount of \$ is attached (check no.).

☒ The Commissioner is hereby authorized and requested to charge any additional fees which may be required in connection with this application or credit any overpayment to Deposit Account No. 02-4035. This authorization and request is not limited to payment of all fees associated with this communication, including any Extension of Time fee, not covered by check or specific authorization, but is also intended to include all fees for the presentation of extra claims under 37 CFR §1.16 and all patent processing fees under 37 CFR §1.17 throughout the prosecution of the case. This blanket authorization does not include patent issue fees under 37 CFR §1.18.

BROWDY AND NEIMARK, P.L.L.C.

Attorneys for Applicant(s)

By:

Anne M. Kornbau

Registration No. 25,884

Facsimile: (202) 737-3528
Telephone: (202) 628-5197